

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Diab, et al.	)	Group Art Unit Unknown
Appl. No.	:	Unknown	)	
Filed	:	Unknown	)	I hereby certify that this correspondence and all
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			)	Commissioner for Patents, Washington, D.C.
			)	20231, on
			)	July 3, 2001
			)	(Date)
			)	<i>Stephen C. Jensen</i>
			)	Stephen C. Jensen, Reg. No. 35,556

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Prior to the examination of the merits, please amend the application filed herewith as follows:

IN THE SPECIFICATION:

After the title, please replace the continuing application references with the following:

--This application is a continuation of Application Serial No. 09/094,202, filed June 9, 1998, which is a continuation of Application Serial No. 08/543,789, now U.S. Patent No. 5,782,757, filed October 16, 1995, which is a continuation-in-part of Application Serial No. 08/333,132, filed November 1, 1994, now U.S. Patent No. 5,638,818, which is a continuation-in-part of Application Serial No. 07/672,890, filed March 21, 1991, now abandoned.—

IN THE CLAIMS:

Kindly delete Claims 1 – 21.

Please add the following new claims:

§ 2. (New) An optical probe for use with a physiological measurement device, said optical probe comprising:  
at least one light emitter;